

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THERESA BROOKE,
Plaintiff,
v.
D S HOSPITALITY, LLC,
Defendant.

Case No. 16-cv-06750-VC

ORDER TO SHOW CAUSE

Brooke's prospective injury appears to stem from her desire to return to "the location of Defendant's hotel" – in this case Livermore – for "planned personal and business trips . . . in light of new business developments in which she recently became involved." Compl. (Dkt. 1) at ¶ 29. Over the past ten months, Brooke has made similar statements, with similar references to intended visits and local "business developments," regarding hotels in Napa,¹ American Canyon,² Union City,³ Newark,⁴ Milpitas,⁵ Santa Clara,⁶ San Jose,⁷ Campbell,⁸ Cupertino,⁹ Los Gatos,¹⁰ Gilroy,¹¹ Salinas,¹² Dixon,¹³ Davis,¹⁴ Woodland,¹⁵ West Sacramento,¹⁶ Sacramento,¹⁷

¹ Dkt. 1 at ¶ 29, *Brooke v. No Winery Access Here, LLC*, 16-cv-4162 (N.D. Cal. July 24, 2016).

² Dkt. 1 at ¶ 29, *Brooke v. Napa Junction Retail, LLC*, 16-cv-4161 (N.D. Cal. July 24, 2016).

³ Dkt. 1 at ¶ 29, *Brooke v. Lotus Hotels - Union City, LLC*, 16-cv-6752 (N.D. Cal. Nov. 22, 2016).

⁴ Dkt. 1 at ¶ 29, *Brooke v. Triyar SV LLC*, 16-cv-6770 (N.D. Cal. Nov. 23, 2016).

⁵ Dkt. 1 at ¶ 29, *Brooke v. Milpitas Comfort Inn, LLC*, 16-cv-6753 (N.D. Cal. Nov. 22, 2016).

⁶ Dkt. 1 at ¶ 29, *Brooke v. Kang Family Partners, LP*, 16-cv-4157 (N.D. Cal. July 24, 2016).

⁷ Dkt. 1 at ¶ 29, *Brooke v. Perusina*, 16-cv-4164 (N.D. Cal. July 24, 2016).

⁸ Dkt. 1 at ¶ 29, *Brooke v. SSM Hotels, LLC*, 16-cv-4168 (N.D. Cal. July 24, 2016).

⁹ Dkt. 1 at ¶ 29, *Brooke v. Forge-Vidovich Motel L.P.*, 16-cv-4203 (N.D. Cal. July 25, 2016).

¹⁰ Dkt. 1 at ¶ 29, *Brooke v. Gatewood, LLC*, 16-cv-4155 (N.D. Cal. July 23, 2016).

¹¹ Dkt. 1 at ¶ 29, *Brooke v. Super 8 Worldwide, Inc.*, 16-cv-6754 (N.D. Cal. Nov. 22, 2016).

¹² Dkt. 1 at ¶ 29, *Brooke v. Maha Shiv Shakti Corp.*, 16-cv-4204 (N.D. Cal. July 25, 2016).

¹³ Dkt. 1 at ¶ 29, *Brooke v. SBS-NN Hosp., LLC*, 16-cv-2046 (E.D. Cal. Aug. 25, 2016).

¹⁴ Dkt. 1 at ¶ 29, *Brooke v. SONA Invs.*, 16-cv-2047 (E.D. Cal. Aug. 25, 2016).

Elk Grove,¹⁸ Roseville,¹⁹ Stockton,²⁰ Modesto,²¹ Turlock,²² Merced,²³ Fresno,²⁴ Clovis,²⁵ Hanford,²⁶ Visalia,²⁷ Tulare,²⁸ Bakersfield,²⁹ San Luis Obispo,³⁰ Oxnard,³¹ Port Hueneme,³² Simi Valley,³³ Valencia,³⁴ Stevenson Ranch,³⁵ Westlake Village,³⁶ Agoura Hills,³⁷ Glendale,³⁸ Pasadena,³⁹ Arcadia,⁴⁰ Monrovia,⁴¹ Azusa,⁴² San Dimas,⁴³ Diamond Bar,⁴⁴ Pomona,⁴⁵ Ontario,⁴⁶ Rancho Cucamonga,⁴⁷ Fontana,⁴⁸ Rialto,⁴⁹ Bloomington,⁵⁰ Riverside,⁵¹ Corona,⁵² Banning,⁵³ Huntington Beach,⁵⁴ Anaheim,⁵⁵ Orange,⁵⁶ Costa Mesa,⁵⁷ Newport Beach,⁵⁸ Laguna Beach,⁵⁹

¹⁵ Dkt. 1 at ¶ 29, *Brooke v. BOJAC Invs. LLC*, 16-cv-2040 (E.D. Cal. Aug. 25, 2016).

¹⁶ Dkt. 1 at ¶ 29, *Brooke v. SAV Tex. LLC*, 16-cv-2069 (E.D. Cal. Aug. 29, 2016).

¹⁷ Dkt. 1 at ¶ 29, *Brooke v. Hoseit*, 16-cv-2045 (E.D. Cal. Aug. 25, 2016).

¹⁸ Dkt. 1 at ¶ 29, *Brooke v. Calvine Hosp., LLC*, 16-cv-2042 (E.D. Cal. Aug 25, 2016).

¹⁹ Dkt. 1 at ¶ 29, *Brooke v. BRE Select Hotels Props. LLC*, 16-cv-2041 (E.D. Cal. Aug. 25, 2016).

²⁰ Dkt. 1 at ¶ 29, *Brooke v. Pink Ocean Hosp., LLC*, 16-cv-2333 (E.D. Cal. Sept. 29, 2016).

²¹ Dkt. 1 at ¶ 29, *Brooke v. Liljenquist Modesto Co., LLC*, 16-cv-1454 (E.D. Cal. Sept. 29, 2016).

²² Dkt. 1 at ¶ 29, *Brooke v. KPK, Inc.*, 16-cv-1449 (E.D. Cal. Sept. 29, 2016).

²³ Dkt. 1 at ¶ 29, *Brooke v. Shivshakti Hosp., Inc.*, 16-cv-1613 (E.D. Cal. Oct. 25, 2016).

²⁴ Dkt. 1 at ¶ 29, *Brooke v. Metro Hosp. Servs., Inc.*, 16-cv-1455 (E.D. Cal. Sept. 29, 2016).

²⁵ Dkt. 1 at ¶ 29, *Brooke v. A&A Tarzana Plaza, L.P.*, 16-cv-1499 (E.D. Cal. Oct. 6, 2016).

²⁶ Dkt. 1 at ¶ 29, *Brooke v. Hanford Inv'rs, Inc.*, 16-cv-1521 (E.D. Cal. Oct. 10, 2016).

²⁷ Dkt. 1 at ¶ 29, *Brooke v. Interlink Props., L.P.*, 16-cv-1522 (E.D. Cal. Oct. 10, 2016).

²⁸ Dkt. 1 at ¶ 29, *Brooke v. Dae Sung & Hee Jae Cha Trust*, 16-cv-1520 (E.D. Cal. Oct. 10, 2016).

²⁹ Dkt. 1 at ¶ 29, *Brooke v. H&K P'ship*, 16-cv-1406 (E.D. Cal. Sept. 22, 2016).

³⁰ Dkt. 1 at ¶ 29, *Brooke v. Serafino Props., LLC*, 16-cv-5539 (C.D. Cal. July 25, 2016).

³¹ Dkt. 1 at ¶ 29, *Brooke v. Brighton Mgmt., LLC*, 16-cv-5513 (C.D. Cal. July 24, 2016).

³² Dkt. 1 at ¶ 29, *Brooke v. JMI 377 Channel Islands, LLC*, 16-cv-5925 (C.D. Cal. Aug. 9, 2016).

³³ Dkt. 1 at ¶ 29, *Brooke v. Simi West, Inc.*, 16-cv-6111 (C.D. Cal. Aug. 15, 2016).

³⁴ Dkt. 1 at ¶ 29, *Brooke v. LVS Hosp., LLC*, 16-cv-6114 (C.D. Cal. Aug. 15, 2016).

³⁵ Dkt. 1 at ¶ 29, *Brooke v. JSSK, LLC*, 16-cv-6113 (C.D. Cal. Aug. 15, 2016).

³⁶ Dkt. 1 at ¶ 29, *Brooke v. Dole Food Co.*, 16-cv-6112 (C.D. Cal. Aug. 15, 2016).

³⁷ Dkt. 1 at ¶ 29, *Brooke v. W. Coast Lodging Developers, LLC*, 16-cv-6117 (C.D. Cal. Aug. 15, 2016).

³⁸ Dkt. 1 at ¶ 29, *Brooke v. Newage Glendale, LLC*, 16-cv-4646 (C.D. Cal. June 25, 2016).

³⁹ Dkt. 1 at ¶ 29, *Brooke v. Am. Koyu Hotels, LLC*, 16-cv-4640 (C.D. Cal. June 25, 2016).

⁴⁰ Dkt. 1 at ¶ 29, *Brooke v. Dynasty Coachwork Int'l, Inc.*, 16-cv-4647 (C.D. Cal. June 25, 2016).

⁴¹ Dkt. 1 at ¶ 29, *Brooke v. Core Monrovia, LLC*, 16-cv-4643 (C.D. Cal. June 25, 2016).

⁴² Dkt. 1 at ¶ 29, *Brooke v. Patel Family Trust*, 16-cv-4655 (C.D. Cal. June 26, 2016).

⁴³ Dkt. 1 at ¶ 29, *Brooke v. RR San Dimas, LLC*, 16-cv-4652 (C.D. Cal. June 26, 2016).

⁴⁴ Dkt. 1 at ¶ 29, *Brooke v. Ayres - Diamond Bar, LP*, 16-cv-1104 (C.D. Cal. May 27, 2016).

⁴⁵ Dkt. 1 at ¶ 29, *Brooke v. RMDS Hosp. Grp., Inc.*, 16-cv-3751 (C.D. Cal. May 28, 2016).

⁴⁶ Dkt. 1 at ¶ 29, *Brooke v. DS Hotel Invs., Inc.*, 16-cv-1107 (C.D. Cal. May 27, 2016).

⁴⁷ Dkt. 1 at ¶ 29, *Brooke v. B J Win Hosp., Inc.*, 16-cv-1105 (C.D. Cal. May 27, 2016).

⁴⁸ Dkt. 1 at ¶ 29, *Brooke v. Lord Shiva, LLC*, 16-cv-1110 (C.D. Cal. May 27, 2016).

⁴⁹ Dkt. 1 at ¶ 29, *Brooke v. Rialto Inv. Co., LLC*, 16-cv-1114 (C.D. Cal. May 27, 2016).

⁵⁰ Dkt. 1 at ¶ 29, *Brooke v. Casa Juanita Apts., LLC*, 16-cv-1106 (C.D. Cal. May 27, 2016).

⁵¹ Dkt. 1 at ¶ 29, *Brooke v. JD & Young Enter., Inc.*, 16-cv-4651 (C.D. Cal. June 26, 2016).

⁵² Dkt. 1 at ¶ 29, *Brooke v. Lind*, 16-cv-4660 (C.D. Cal. June 26, 2016).

⁵³ Dkt. 1 at ¶ 29, *Brooke v. Sagemont-Banning, LLC*, 16-cv-4657 (C.D. Cal. June 26, 2016).

⁵⁴ Dkt. 1 at ¶ 29, *Brooke v. Shri Radha Shyam Sundar, Inc.*, 16-cv-0553 (C.D. Cal. Mar. 24, 2016).

San Juan Capistrano,⁶⁰ Dana Point,⁶¹ San Clemente,⁶² Palm Springs,⁶³ Cathedral City,⁶⁴ Palm Desert,⁶⁵ La Quinta,⁶⁶ Indio,⁶⁷ and Blythe.⁶⁸

Brooke is ordered to show cause why this case should not be dismissed for lack of standing. *See D'Lil v. Best Western Encina Lodge & Suites*, 538 F.3d 1031, 1037-39 (9th Cir. 2008). Brooke's written response is due by January 12, 2017. If the defendant wishes to submit a reply, it must do so by January 26, 2017.

Brooke must promptly serve this Order on the defendant.

IT IS SO ORDERED.

Dated: December 15, 2016



VINCE CHHABRIA
United States District Judge

⁵⁵ Dkt. 1 at ¶ 29, *Brooke v. Vantage Hosp. Grp., Inc.*, 16-cv-0621 (C.D. Cal. Apr. 4, 2016).

⁵⁶ Dkt. 1 at ¶ 29, *Brooke v. Best Western Int'l, Inc.*, 16-cv-0623 (C.D. Cal. Apr. 4, 2016).

⁵⁷ Dkt. 1 at ¶ 29, *Brooke v. Mesa Rajan & Nita Bhakta Trust*, 16-cv-0616 (C.D. Cal. Apr. 3, 2016).

⁵⁸ Dkt. 1 at ¶ 29, *Brooke v. Newport Hotel Holding LLC*, 16-cv-0426 (C.D. Cal. Mar. 5, 2016).

⁵⁹ Dkt. 1 at ¶ 29, *Brooke v. Tricom Mgmt., Inc.*, 16-cv-0618 (C.D. Cal. Apr. 4, 2016).

⁶⁰ Dkt. 1 at ¶ 29, *Brooke v. Capistrano Inn*, 16-cv-0372 (C.D. Cal. Mar. 1, 2016).

⁶¹ Dkt. 1 at ¶ 29, *Brooke v. Dana Point Inn, LLC*, 16-cv-0352 (C.D. Cal. Feb. 29, 2016).

⁶² Dkt. 1 at ¶ 29, *Brooke v. QSSC LLC*, 16-cv-0412 (C.D. Cal. Mar. 4, 2016).

⁶³ Dkt. 1 at ¶ 29, *Brooke v. No Vacancy, Tonight, LLC*, 16-cv-0810 (C.D. Cal. Apr. 26, 2016).

⁶⁴ Dkt. 1 at ¶ 29, *Brooke v. Wyndham Vacation Ownership, Inc.*, 16-cv-0892 (C.D. Cal. May 3, 2016).

⁶⁵ Dkt. 1 at ¶ 29, *Brooke v. Schuler*, 16-cv-0832 (C.D. Cal. Apr. 27, 2016).

⁶⁶ Dkt. 1 at ¶ 29, *Brooke v. LLQ Partners LLC*, 16-cv-0943 (C.D. Cal. May 9, 2016).

⁶⁷ Dkt. 1 at ¶ 29, *Brooke v. J.K.B. Bros., Inc.*, 16-cv-0815 (C.D. Cal. Apr. 26, 2016).

⁶⁸ Dkt. 1 at ¶ 29, *Brooke v. Regency Inn - Blythe, LLC*, 16-cv-0817 (C.D. Cal. Apr. 26, 2016).